

MARK STEGER SMITH
Assistant U.S. Attorney
U.S. Attorney's Office
James F. Battin Federal Courthouse
2601 2nd Ave. North, Suite 3200
Billings, MT 59101
Phone: (406) 247-4667
Fax: (406) 657-6058
Email: mark.smith3@usdoj.gov

JOHN M. NEWMAN
Assistant U.S. Attorney
U.S. Attorney's Office
P.O. Box 8329
Missoula, MT 59807
101 E Front Street, Suite 401
Missoula, MT 59802
Phone: (406) 829-3336
Email: john.newman@usdoj.gov

Attorneys for Defendant
United States of America

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BUTTE DIVISION

JOHN ROE and JANE DOE,

Plaintiffs,

vs.

KRISTI NOEM, in her official capacity
as Secretary of Homeland Security; the
DEPARTMENT OF HOMELAND
SECURITY; and TODD LYONS, in his
official capacity as Acting Director of
U.S. Immigration and Customs
Enforcement,

Defendants.

CV 25-40-BU-DLC

NOTICE OF APPEAL

Defendants Department of Homeland Security, Kristi Noem, in her official
capacity as Secretary of the Department of Homeland Security, and Todd Lyons, in

his official capacity as Acting Director of U.S. Immigration and Customs Enforcement, hereby appeal from the Court's May 13, 2025, order granting a preliminary injunction (Doc. 24) in the above-captioned case to the United States Court of Appeals for the Ninth Circuit.

DATED this 14th day of July, 2025.

KURT G. ALME
United States Attorney

/s/ Mark Steger Smith
MARK STEGER SMITH
JOHN M. NEWMAN
Assistant U.S. Attorneys
Attorneys for Defendants